

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.118 OF 2005

Mr.Sunil Sharma ..Applicant

Vs.

The Dy./Asstt.
Registrar of Companies and Ors...Respondents

Mr.Amit Desai for Subhodh Desai
Advocate for Applicant
Mr.J.C.Satpute for Respondent no.1.
Mr.Rajesh More,A.P.P. for the State

CORAM: SMT.V.K.TAHILRAMANI, J.
DATE : JUNE 9, 2005

P.C.

1. Heard both sides.

2. The applicant has preferred this application for quashing of complaint and the order issuing process against him in C.C.No. 474/SS/2002 which is pending before the learned S.E.M., 19th Court, Mumbai. The process has been issued against him under Section 75 and other Sections under the Companies Act.

3. The said complaint is filed by the Deputy Registrar of Companies, Maharashtra Mumbai. An affidavit dated 2.5.2005 has been filed by the Deputy Registrar of Companies before this Court wherein it is clearly stated that the prosecution

appears to have been filed inadvertently against the present applicant. In this view of the matter, in my view, this is a fit case to quash the proceedings relating to C.C.No. 474/SS/2002 in relation to the applicant. Accordingly, the proceedings relating to C.C.No. 474/SS/2002 pertaining to the present applicant only, are quashed and set aside.

4. Application is allowed in above terms.

[V.K.TAHILRAMANI, J]